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Attorney for Defendant
JUAN FANT

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. 2:99-cr-090 LKK
)	
Plaintiff,)	
)	STIPULATION AND ORDER VACATING
v.)	ORDER FOR SELF-SURRENDER AND
)	SETTING NEW SELF-SURRENDER DATE
JUAN FANT,)	
)	Judge: Hon. Lawrence K. Karlton
Defendant.)	(In Chambers)
)	
_____)	

IT IS HEREBY STIPULATED by and between Assistant United States Attorney William S. Wong, counsel for Plaintiff, and Assistant Federal Defender Jeffrey Staniels, counsel for defendant JUAN FANT, that the order that Mr. Fant self-surrender at the designated institution not later than 2:00 p.m. on May 28, 2009, is hereby VACATED. For the reasons set forth below, the court is requested that the defendant be ordered to self-surrender to the designated institution not later than 2:00 p.m. on **August 18, 2009**.

Since the time this court signed an earlier extension order the Bureau of Prisons has neither responded to additional information provided to them despite a number of contacts by both counsel and by the local U.S. Marshal's office, nor has it changed its designation. The current designation requires Mr. Fant to surrender to the only

1 location outside California where a person from whom he should be
2 separated for safety reasons is located.¹ This request for a further
3 extension has been delayed to the "last minute" in hope that the Bureau
4 would respond to the U.S. Marshal

5 This extension of time is requested in order to eliminate the
6 potential danger to Mr. Fant that the Bureau of Prisons has failed to
7 deal with by setting a surrender date that post-dates the scheduled
8 release of that other person. The individual now at Beaumont has a
9 scheduled release date of August 2, 2009.

10 **IT IS SO STIPULATED.**

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12 Date: May 28, 2009

/s/ William S. Wong (per auth)
WILLIAM S. WONG
Assistant United States Attorney
Counsel for Plaintiff

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15 Date: May 28, 2009

DANIEL J. BRODERICK
Federal Defender

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18 /s/ Jeffrey L. Staniels
JEFFREY L. STANIELS
Assistant Federal Defender
Counsel for Defendant
JUAN FANT

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26 ¹The designated Correctional Complex contains multiple facilities.
27 Mr. Fant is designated to a different facility, but it is well known
28 that inmates communicate surreptitiously between facilities. The
danger exists, therefore, that Mr. Fant's presence and the hostility
between these individuals would become known, and that Mr. Fant might
therefore be endangered.

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IT IS SO ORDERED.

Date: May 28, 2009


LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT